

**CITY OF COPPERAS COVE
CITY COUNCIL REGULAR MEETING MINUTES
AUGUST 21, 2001 - 7:00 P.M.**

A. CALL TO ORDER

Mayor Rodney G. Nauert called the regular meeting of the City Council of the City of Copperas Cove, Texas to order at 7:11 p.m.

B. INVOCATION AND PLEDGE OF ALLEGIANCE

Council member John Gallen led the Invocation and the Pledge of Allegiance.

C. ROLL CALL

ALSO PRESENT

Bradi D. Diaz
Ray Don Clayton
John F. Gallen
Charlotte Heinze
Fred Harris
Bud Owsley
Annabelle Smith

Richard Torres, City Manager
Pamela Russell, City Secretary
Jim Thompson, Interim City Attorney

D. ANNOUNCEMENTS

Council member Smith

- Shots at the Fire Station was a success, and encouraged all parents to ensure their children were vaccinated.

Council member Owsley

- Reminded citizens that children have gone back to school, and to keep to the speed limits.

Council member Harris

- Congratulated the Fire Department on the response to the fire at the Eastern Buffet restaurant.

Council member Gallen

- Congratulated the Fire Department on the Shots program.

Mayor Pro Tem Diaz

- The water aerobics program will continue until the end of September, Monday thru Thursday 6:00 p.m. – 7:00 p.m.
- Reminded citizens to be careful driving now the children are back at school.

Mayor Nauert

- Gave thanks to the Fire Department for putting out the fire at the Eastern Buffet restaurant so quickly.

E. PUBLIC RECOGNITION

- F. CITIZEN'S FORUM** citizens are allowed to speak on any matter other than personnel matters, matters under litigation, or matters on the regular agenda, for a length of time not to exceed five minutes per person. Thirty minutes total has been allotted for this section.

Diane Steel, 905 N. 4th Street - Concerned that children are climbing on the cemetery walls. Would like to see a gazebo erected at the cemetery.

Marlene Hickson, 1102 S. 31st Street - Would like to see the cemetery expanded.

Bonnie Alger, 612 Dove Lane – Requesting the cemetery be expanded.

Elfriede Widup, 501 Judy Lane - Wants a covered pavilion and expansion at the cemetery.

Christina Montoya, 510 Creek Street - Concerned that cemetery land could be used for another purpose other than expanding the cemetery.

Keith Pearson, 404 Carothers Street - Seconded the comments that have been made on the cemetery. Requesting left turns at the Wal-Mart gas station be disallowed. Concerned that motorists are driving too fast, and lives have been lost as a result of this. Thinks recreational areas other than the cemetery area should be considered in Executive Session for the youths of the City. Recommended the Council does some more studying on this issue.

Bernice Letzer, 2908 Oak Hill Drive - Concerned about drainage problems due to the builders running the City, and said there are roads in Cove that emergency vehicles can not get down.

Ira Brand, Hayloft Circle – Had no intention to offend the Cemetery Board. He would like to see a place for the young people of the community, that citizens would be proud of. Expressed appreciation to the City Council.

G. CONSENT ITEMS

1. Consideration and action on approval of minutes from August 7, 2001 Regular City Council Meeting. **Pamela Russell, TRMC, City Secretary**

2. Consideration and action on awarding Bid No. 2001-18-44 to purchase various fire and rescue tool system equipment used by the Fire Department from Dooley Tackaberry, Inc. for \$30,758.95, to purchase various fire and rescue tool system equipment from Casco Industries for \$16,010.47, to purchase various fire and rescue tool system equipment from W.S. Darley and Co for \$2,890.00, and to purchase various fire and rescue tool system equipment from Ferrara Fire Apparatus, Inc. for \$339.00. **Bruce Woods, Fire Chief**

3. Consideration and action on authorizing the City Manager to enter into a contract with the Copperas Cove Athletic Officials Association (CCAOA) for officials and score keepers at youth and adult league events. **Linda Tyler, Parks and Recreation Director**

Council member Gallen made the motion to approve the consent items as presented. Council member Smith seconded the motion and with a unanimous vote, motion carried.

H. PUBLIC HEARINGS/ACTION - None

1a. Public Hearing on approval of the Final Plat of Quail Meadows, Phase One. **Wayne Herrington, City Planner**

Speaking For: Jack Purcell ,1375 W. Avenue D. - Representing developers of this sub division.

Speaking Against: None

1b. Consideration and action on approval of the Final Plat of Quail Meadows, Phase One. **Wayne Herrington, City Planner**

Council member Harris made the motion to approve the item as presented. Council member Smith seconded the motion, and with a unanimous vote, motion carried.

H. ACTION ITEMS

1. Consideration and action on Resolution No. 2001-31 authorizing the transfer of unexpended and unencumbered appropriations, within the 2000-01 fiscal year budget, between departments. **Steven Alexander, Director of Finance**

Mayor Pro Tem Diaz made the motion to approve Resolution No. 2001-30. Council member Gallen seconded the motion, and with a unanimous vote motion carried.

The caption reads as follows:

RESOLUTION NO. 2001-31

RESOLUTION AUTHORIZING THE TRANSFER OF UNEXPENDED AND UNENCUMBERED APPROPRIATIONS, WITHIN THE 2000-01 FISCAL YEAR BUDGET, BETWEEN DEPARTMENTS IN ACCORDANCE WITH THE CITY OF COPPERAS COVE CHARTER SECTION 8.02.

2. Consideration and action on authorizing the City Manager to execute an Interlocal Agreement with Central Texas Council of Governments for Public Service Answering Points (PSAP). **Tim Molnes, Police Chief**

Mayor Pro Tem Diaz made the motion to approve the item as presented. Council member Smith seconded the motion, and with a unanimous vote, motion carried.

J. STAFF REPORTS

1. Monthly Financial Report – June 30, 2001. **Steven J. Alexander, Director of Finance.**

Steven Alexander, Director of Finance gave an overview of the Financial report for the month that ended June 30, 2001.

K. REPORTS OF ADVISORY COMMITTEES AND BOARDS

L. ITEMS FOR FUTURE AGENDAS

Bud Owsley – Cove Country Opry - September 4th 2001.

Mayor Nauert closed the regular session at 7:51 p.m.

M. EXECUTIVE SESSION

1. Pursuant to §551.071 of the Open Meetings Act. *Tex. Gov't Code*, Council will meet in Executive Session to consult and seek the advice of its attorney concerning the following pending and contemplated litigation:
 - a. City of Copperas Cove v. R.E.L. Construction Company.
2. Pursuant to §551.072 of the Open Meetings Act. *Tex. Gov't Code*, Council will meet in Executive Session to discuss the possible acquisition or condemnation of utility easements, Summers Road Sewer Extension Projects, specifically a utility easement across the Summers' property owned by B. J. Summers, Jerry D. Summers, and Merle Summers.
3. Pursuant to §551.072 of the Open Meetings Act. *Tex. Gov't Code*, Council will meet in Executive Session to discuss the possible acquisition of utility easements, Summers Road Sewer Extension Projects, specifically a utility easement across the Lehmann Heritage Corporation's property.
4. Pursuant to §551.074 of the Open Meetings Act. *Tex. Gov't Code*, Council will meet in Executive Session to discuss the duties and responsibilities of the Interim City Attorney.
5. Pursuant to §551.072 of the Open Meetings Act *Tex. Gov't Code*, Council will meet in Executive Session for deliberation regarding the lease of Real property owned by the City to the Coryell County Boys and Girls Club.
6. Pursuant to §551.074 of the Open Meetings Act. *Tex. Gov't Code*, Council will meet in Executive Session to deliberate on the personnel evaluation of the City Manager.

N. RECONVENE INTO OPEN SESSION FOR POSSIBLE ACTION RESULTING FROM ANY ITEMS POSTED AND LEGALLY DISCUSSED IN EXECUTIVE SESSION

Mayor Nauert reopened the regular session at 10:30 p.m.

No action was taken.

O. ADJOURNMENT

There being no further business, the meeting was adjourned at 10:31 p.m.

Rodney G. Nauert, Mayor

ATTEST:

Pamela J. Russell, TRMC, City Secretary